

## UNITED STATES DISTRICT COURT

for the

Northern District of California

NORTH AMERICAN CAPACITY INSURANCE  
COMPANYv.  
NAVIGATORS SPECIALTY INSURANCE  
COMPANY

Case No.: C 12-01488 RS

## BILL OF COSTS

Judgment having been entered in the above entitled action on 10/04/2012 against N. American Capacity Ins.,  
*Date*  
 the Clerk is requested to tax the following as costs:

Fees of the Clerk .....	\$ 1,252.58
Fees for service of summons and subpoena .....	0.00
Fees for printed or electronically recorded transcripts necessarily obtained for use in the case .....	0.00
Fees and disbursements for printing .....	211.90
Fees for witnesses ( <i>itemize on page two</i> ) .....	0.00
Fees for exemplification and the costs of making copies of any materials where the copies are necessarily obtained for use in the case. ....	847.54
Docket fees under 28 U.S.C. 1923 .....	0.00
Costs as shown on Mandate of Court of Appeals .....	0.00
Compensation of court-appointed experts .....	0.00
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828 .....	0.00
Other costs ( <i>please itemize</i> ) .....	0.00
<b>TOTAL</b>	<b>\$ 2,312.02</b>

**SPECIAL NOTE:** Attach to your bill an itemization and documentation for requested costs in all categories.

## Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

☒ Electronic service ☐ First class mail, postage prepaid

☐ Other: M H Caw  
 s/ Attorney: \_\_\_\_\_

Name of Attorney: Mark Loper, Cal. SB No. 280493

For: North American Specialty Insurance Company Date: 10/09/2012  
*Name of Claiming Party*

## Taxation of Costs

Costs are taxed in the amount of \_\_\_\_\_ and included in the judgment.

\_\_\_\_\_  
 Clerk of Court

By: \_\_\_\_\_  
 Deputy Clerk

\_\_\_\_\_  
 Date

**Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)**

## NOTICE

"Sec. 1924. Verification of bill of costs."

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

**RULE 54(d)(1)**

## RULE 6

**RULE 58(e)**

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

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Attorneys for Defendant  
NAVIGATORS SPECIALTY INSURANCE COMPANY  
f/k/a NIC INSURANCE COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

NORTH AMERICAN CAPACITY  
INSURANCE COMPANY,

Plaintiff,

v.

NAVIGATORS SPECIALTY INSURANCE  
COMPANY f/k/a NIC INSURANCE  
COMPANY, and DOES 1-50, inclusive,

Defendants.

No. C 12-01488 RS  
[Removed from Marin County Superior  
Court Action No. CIV 1200519]

**DEFENDANT NAVIGATORS  
SPECIALTY INSURANCE  
COMPANY'S ITEMIZATION OF  
COSTS PURSUANT TO FEDERAL  
RULE OF CIVIL PROCEDURE 54.**

Complaint Filed: February 1, 2012  
Removal Date: March 23, 2012  
Trial Date: None Set

Pursuant to Federal Rule of Civil Procedure 54, prevailing defendant Navigators  
Specialty Insurance Company submits the following itemization of costs listed in its Bill of  
Costs filed herewith:

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FEES OF THE CLERK		
Date	Amount	Narrative
3/23/2012	\$677.83	Filing fees with the Marin County Superior Court.
3/23/2012	\$574.75	Filing fees with the United States District Court, Northern District of California.
<b>TOTAL</b>	\$1252.58	
FEES AND DISBURSEMENTS FOR PRINTING		
Date	Amount	Narrative
3/31/2012	\$29.40	Electronic reproduction fees.
4/30/2012	\$21.80	Electronic reproduction fees.
5/31/2012	\$15.20	Electronic reproduction fees.
8/31/2012	\$145.50	Electronic reproduction fees.
<b>TOTAL</b>	\$211.90	
FEES FOR EXEMPLIFICATION AND COSTS OF MAKING COPIES OF ANY MATERIALS WHERE THE COPIES ARE NECESSARILY OBTAINED FOR USE IN THE CASE		
Date	Amount	Narrative
5/10/2012	\$411.16	Copy fees for Marin County Superior Court records from the underlying <i>Gomez</i> action.
7/10/2012	\$436.58	Copy fees for Marin County Superior Court records from the underlying <i>Gomez</i> action.
<b>TOTAL</b>	\$847.54	

DATED: October 9, 2012

BURNHAM BROWN

  
 MARK H. LOPER  
 Attorneys for Defendant  
 NAVIGATORS SPECIALTY INSURANCE  
 COMPANY f/k/a NIC INSURANCE COMPANY

4818-5235-2273, v. 1



Re: North American Capacity Ins. Co. v. Navigators Specialty Ins. Co.  
Court: Marin County Superior Court  
Action No: CIV 1200519

**PROOF OF SERVICE**

I declare that I am over the age of 18, not a party to the above-entitled action, and am an employee of Burnham Brown whose business address is 1901 Harrison Street, 14<sup>th</sup> Floor, Oakland, Alameda County, California 94612 (mailing address: Post Office Box 119, Oakland, California 94604).

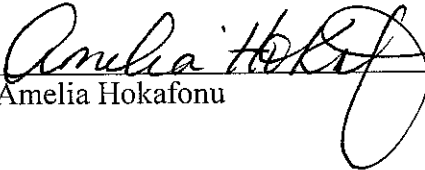
On October 9, 2012, I served the following document(s) in the following manner(s):

**DEFENDANT NAVIGATORS SPECIALTY INSURANCE COMPANY'S BILL OF COSTS AND ITEMIZATION OF COSTS PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 54**

☒ **ELECTRONIC SERVICE:** On the date indicated below, at the above-referenced business location, I caused a copy of the documented(s) listed above to be electronically served on all parties.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE: October 9, 2012

  
Amelia Hokafonu

4831-7457-0256, v. 1